

MINUTES OF REGULAR MEETING August 21, 2019

1. CALL TO ORDER

Deputy Mayor Stothoff called the meeting to order at 7:00 p.m.

- 2. "Sunshine Law" Announcement-** Adequate notice of this public meeting has been provided by Annual Notice; published in the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk's Office.

3. FLAG SALUTE**4. ROLL CALL**

	Present	Absent
Mr. Severino		x
Mr. Mazza		x
Mr. Hirt	x	
Mr. Stiger	x	
Mr. Stothoff	x	

Also present J.P. Jost, Attorney; Robert Clerico, Engineer; Grace Brennan, CFO; and Ella M. Ruta, Municipal Clerk.

5. APPROVAL OF PRIOR MEETING MINUTES

- a. Regular and Executive Session Meeting Minutes of July 17, 2019

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x			x	
Mr. Stothoff			x			

Motion carried

6. VISITORS – none scheduled**7. REPORTS RECEIVED** – Acknowledged and briefly discussed

- a. Road Dept. - Week Ending: 7/12/19; 7/19/19; 7/26/19; 8/02/19
 - b. Animal Control Officer – July 2019
 - c. Municipal Court – June/July 2019
 - d. Public Safety Director – written report submitted
 - e. Engineer's Report
- Both Sections of the Frontage Road Project have been completed. Gave a brief overview of minor adjustments to the project due to weather conditions. Mr. Hirt asked about white striping of the edges of the road. Engineer Clerico said there was no striping prior. A directive would have to be issued by the Committee to add striping.
 - NJ DOT Traffic Signs by Exit 12 are finally installed.
 - 2020 State Aid Applications was filed last week with NJ DOT.

8. CORRESPONDENCE/WRITTEN COMMUNICATIONS

9. PUBLIC COMMENTS

Mr. & Mrs. Russo, 35 Finn Road thanked the Committee for the prompt attention to the drainage problem by their driveway.

10. PUBLIC HEARING – Atty. Jost read the Ordinance #2019-10 by title**ORDINANCE 2019 – 10****AN ORDINANCE AMENDING CHAPTER VII, TRAFFIC, OF THE CODE OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY REGARDING PARKING**

To open Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x	x			
Mr. Stothoff			x			

Motion carried

To close the Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt		x	x			
Mr. Stiger	x		x			
Mr. Stothoff			x			

Motion carried

To adopt on the second reading

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt		x	x			
Mr. Stiger	x		x			
Mr. Stothoff			x			

Motion carried

11. OLD BUSINESS**12. NEW ORDINANCES****13. NEW BUSINESS**

- a. The following Resolution was introduced for approval:

RESOLUTION #2019-84

**UNION TOWNSHIP, HUNTERDON COUNTY
FIREWORKS APPROVAL – HUNTERDON DEVELOPMENTAL CENTER**

WHEREAS in order to provide entertainment at the Hunterdon County Developmental Center, located at 40 County Road 513, Clinton, New Jersey, permission has been requested to allow a fireworks display on Friday, September 13, 2019 at approximately 8:00 p.m.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union that permission is granted to allow a fireworks display at the Hunterdon County Developmental Center on Friday, September 20, 2019 at 8:00 p.m., subject to the following conditions:

1. The persons conducting the fireworks display and all other persons involved shall hold the Township of Union harmless from any liability in connection with said display.
2. A Certificate of Liability Insurance listing the Township of Union, 140 Perryville Rd., Hampton, N. J. 08827, as a named insured shall be supplied to the Township Clerk prior to issuance of this consent.
3. Compliance with all requirements of law and any requirements of the Township's Insurance Carrier.

Date: August 21, 2019

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x	x			
Mr. Stothoff			x			

Motion carried

- b. The following Resolution was introduced for approval:

RESOLUTION 2019-85

**ESCROW REFUND
HUNTERDON REALTY HOLDINGS, INC.
14 SUMMIT ROAD, MORRISTOWN, NJ 07960
APP. # 2019-001**

WHEREAS, Hunterdon Realty Holdings, Inc. did post an escrow account for a board application, and

WHEREAS, the application has been withdrawn/complete,

WHEREAS, there is a remaining balance of \$1,252.06 in the escrow account

NOW, THEREFORE, BE IT RESOLVED that the balance of this escrow account, in the amount of \$1,252.06 be refunded to Hunterdon Realty Holdings, Inc.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x

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Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x	x			
Mr. Stothoff			x			

Motion carried

- c. The following Resolution was introduced for approval:

RESOLUTION #2019-86**TOWNSHIP OF UNION, HUNTERDON COUNTY**

WHEREAS, Certificate of Sale #2014-001 was issued to Union Township, 140 Perryville Road, Hampton, New Jersey, for delinquent taxes on Block 5, Lot 1.04 (Strotz Rd), assessed to National Tax Lien Exchange, LLC, at a tax sale held on October 24, 2014; and,

WHEREAS, the lien has been redeemed by Scott Title Services, LLC in conjunction with the sale of said property by paying the full amount of the delinquency.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, that the Deputy Mayor and Municipal Clerk of Union Township are hereby authorized to endorse Certificate of Sale #2014-001 for cancellation.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt		x	x			
Mr. Stiger	x		x			
Mr. Stothoff			x			

Motion carried

- a. **Discussion** - Fees Exemptions Ordinance – tabled

14. REPORTSa. **Attorney's Report**

- Atty. Jost stated that Mayor Mazza, before leaving for vacation, verbally authorized Special Counsel Drill to file an answer to Fallone Litigation. He asked that the following motion be approved:
To ratify the authorization and appointment of Special Counsel John Drill to file an answer and address any additional issues that may arise on behalf of the Township Committee in the matter of Fallone Litigation.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt		x	x			
Mr. Stiger	x		x			
Mr. Stothoff			x			

Motion carried

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- Executive Session Matters.

b. Committee Report

Mr. Hirt reported the following:

- Would like Engineer Clerico to check Main Street in Pattenburg for width requirements. He said he would also like the road striped. Mr. Stothoff suggested that the issue be discussed when all Committee members are present. Mr. Stiger stated that these requests were not discussed when 2019 Budget was proposed.

Mr. Stiger reported the following:

- Attended last UTEC meeting. Members were very pleased to see a Committeeman attending the meeting for the first time in a year. Clean up day is scheduled for October 5 or 6, 2019. It will be further discussed at their next Commission meeting.
- Recycling has moved to the next phase. After attending recycling collection on Saturday, no major issues occurred. Communication with residents is a big part of any change. It seems to work well. Additional fence and gates will be installed soon.

c. Mayor's Report**15. PUBLIC COMMENT – none****16. PAYMENTS OF BILLS –**

The approved lists of bills and all claims against the Township of Union as appearing in the Claims Register of this date paid and that all checks listed hereinafter issued in payment thereof.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x	x			
Mr. Stothoff			x			

Motion Carried

8. EXECUTIVE SESSION – Action may be taken following Executive Session

The following Resolution was introduced for adoption:

RESOLUTION #2019-87

Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Union is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et. seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

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WHEREAS, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. _____ Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
2. _____ Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
3. _____ Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
4. _____ Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
5. _____ Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
6. _____ Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigation of possible violations of the law.
7. X Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
8. X Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
9. _____ Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in public session on August 21, 2019 at 7:31 p.m. in the Union Township Municipal Building, 140

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Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x	x			
Mr. Stothoff			x			

Motion Carried

The Committee returned to regular meeting session at 8:04 p.m.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						x
Mr. Mazza						x
Mr. Hirt	x		x			
Mr. Stiger		x	x			
Mr. Stothoff			x			

Motion Carried

17. ADJOURNMENT

There being no further business to come before the Township Committee at this time Mr. Stiger made a motion to adjourn the meeting at 8:05 p.m. Mr. Hirt seconded the motion. Motion carried by unanimous favorable roll call vote.

Transcribed by: Ella M. Ruta, Municipal Clerk

Frank Mazza, Mayor